

JEANE HAMILTON (CSBN 157834)
ALBERT B. SAMBAT (CSBN 236472)
DAVID J. WARD (CSBN 239504)
CHRISTINA M. WHEELER (CSBN 203395)
MANISH KUMAR (CSBN 269493)

U.S. Department of Justice
Antitrust Division
450 Golden Gate Avenue
Box 36046, Room 10-0101
San Francisco, CA 94102
david.ward@usdoj.gov
Telephone: (415) 436-6660

Attorneys for the United States

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

| | | |
|--------------------------|---|---------------------------------------|
| UNITED STATES OF AMERICA |) | Criminal No. CR 11-00799 CRB |
| |) | |
| |) | STIPULATION AND (PROPOSED) |
| v. |) | ORDER EXCLUDING TIME UNDER |
| |) | THE SPEEDY TRIAL ACT FROM |
| |) | NOVEMBER 22, 2011 TO DECEMBER |
| |) | 14, 2011 |
| CRAIG LIPTON, |) | |
| |) | |
| Defendant. |) | |
| |) | |
| |) | |

On November 22, 2011, the parties in this matter appeared before the Honorable Magistrate Judge Joseph C. Spero for an initial appearance and arraignment. During this appearance, the parties stipulated that time should be excluded from the Speedy Trial Act calculations from November 22, 2011 until December 14, 2011 for effective preparation of counsel. The parties represented that granting the continuance was for the reasonable time necessary for effective preparation of defense counsel, taking into account the exercise of due diligence. See 18 U.S.C. § 3161(h)(7)(A) and (B)(iv).

//

1 The parties also agree that the ends of justice served by granting such a continuance
2 outweigh the best interests of the public and the defendants in a speedy trial. See 18 U.S.C.
3 § 3161(h)(7)(A).

4 SO STIPULATED:

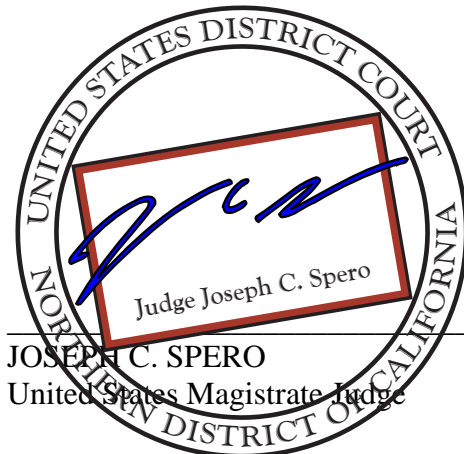
5 _____/s/_____
6 Ted W. Cassman
7 Arguedas, Cassman & Headley, LLP
8 Counsel for Defendant Craig Lipton

_____ /s/ _____
David J. Ward
Jeane Hamilton
Albert B. Sambat
Christina M. Wheeler
Manish Kumar
Trial Attorneys
United States Department of Justice
Antitrust Division

12
13 As the Court found on November 22, 2011, and for the reasons stated above, the Court
14 finds that an exclusion of time from November 22, 2011 to December 14, 2011, is warranted and
15 that the ends of justice served by the continuance outweigh the best interests of the public and
16 the defendant in a speedy trial. See 18 U.S.C. § 3161 (h)(7)(A). The failure to grant the
17 requested continuance would deny the defendant and deny defense counsel the reasonable time
18 necessary for effective preparation, taking into account the exercise of due diligence, and would
19 result in a miscarriage of justice. See 18 U.S.C. § 3161(h)(7)(B)(iv).
20

21
22 SO ORDERED.

23
24
25
26 DATED: 11/28/11 _____



27 JOSEPH C. SPERO
28 United States Magistrate Judge